



Entered on Docket
November 09, 2011

A handwritten signature in dark ink, appearing to read "Linda B. Riegle".

Hon. Linda B. Riegle
United States Bankruptcy Judge

LEWIS AND ROCA LLP

Robert M. Charles, Jr. (NV 6593)
John Hinderaker (AZ 018024)
Marvin Ruth (NV 10979)
3993 Howard Hughes Parkway, Ste. 600
Las Vegas, Nevada 89169-5996
Telephone (702) 949-8320
Facsimile (702) 949-8321
Email: rcharles@lrlaw.com
jhinderaker@lrlaw.com
mruth@lrlaw.com

Attorneys for USACM Liquidating Trust

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:

**USA COMMERCIAL MORTGAGE
COMPANY,**

Debtor.

Case No. BK-S-06-10725-LBR
Chapter 11

**Order Sustaining Eighth Omnibus
Objection Of USACM Trust To Proofs Of
Claim Based Partially Upon Investment In
The HFAH Clear Lake, LLC Loan**

Hearing Date: September 30, 2011
Hearing Time: 9:30 a.m.

The Court having considered the "Eighth Omnibus Objection Of USACM Trust To Proofs Of Claim Based Partially Upon Investment In The HFAH Clear Lake, LLC Loan." (HFAH Clear Lake, LLC Loan") [DE 8898] (the "Objection"); the Court having heard the Objection on September 30, 2011; appropriate notice of the Objection having been given; no response to the Objection having been filed; the Court noting on the record that the

1 disallowance of the Claims listed on **Exhibit A** does not affect the direct lenders' right to
2 repayment by the borrower or from the collateral securing the HFAH Clear Lake, LLC
3 Loan; and good cause appearing:

4 **IT IS ORDERED** that:

- 5 1. The Objection [DE 8898] is sustained; and
- 6 2. The claims listed on **Exhibit A** attached are 20% allowed and 80%
7 disallowed to the extent those claims are based upon an investment in the HFAH Clear
8 Lake, LLC Loan.

9
10 **PREPARED AND RESPECTFULLY SUBMITTED BY:**

11 **LEWIS AND ROCA LLP**

12
13 By /s/ John Hinderaker (AZ #018024)

14 Robert M. Charles, Jr.

15 John Hinderaker (*pro hac vice*)

16 3993 Howard Hughes Parkway, Ste. 600

17 Las Vegas, Nevada 89169-5996

18 Telephone: (702) 949-8320

19 Facsimile: (702) 949-8321

20 *Attorneys for USACM Liquidating Trust*

21
22
23
24
25
26

LOCAL RULE 9021 CERTIFICATION

In accordance with LR 9021, counsel submitting this document certifies that the order accurately reflects the court's ruling and that (check one):

_____ This Court has waived the requirement set forth in LR 9021(b)(1).

XXX No party appeared at the hearing or filed an objection to the motion.

_____ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below [list each party and whether the party has approved, disapproved, or failed to respond to the document]:

Counsel appearing: _____

_____ I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order with the motion pursuant to LR 9014(g), and that no party has objected to the form or content of the order

U.S. Trustee: _____	
<input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
<input checked="" type="checkbox"/> waived the right to review the order and/or	<input type="checkbox"/> failed to respond to the document
Other Party: _____	
<input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
<input type="checkbox"/> waived the right to review the order and/or	<input type="checkbox"/> failed to respond to the document

Submitted by:
LEWIS AND ROCA LLP

By: /s/ John Hinderaker. (AZ #018024)
Attorneys for USACM Liquidating Trust

#

Claim	Name	Address	Total Claim Amount	Approximate Amount Related to an Investment In the HFAH Clear Lake, LLC Loan	Amount Disallowed (80%)	Amount Allowed (20%)
10725-01502	Panagiotis Dovanidis & Dimitra Dovanidou Jt Wros	14 Mikinon St Glyfada Athens 16675 Greece	50,000.00	Unknown	Unknown	Unknown
10725-01503	Panagiotis Dovanidis & Dimitra Dovanidou Jt Wros	14 Mikinon St Glyfada Athens 16675 Greece	50,000.00	Unknown	Unknown	Unknown
10725-01504	Panagiotis Dovanidis & Dimitra Dovanidou Jt Wros	14 Mikinon St Glyfada Athens 16675 Greece	50,000.00	Unknown	Unknown	Unknown
10725-01505	Panagiotis Dovanidis & Dimitra Dovanidou Jt Wros	14 Mikinon St Glyfada Athens 16675 Greece	50,000.00	Unknown	Unknown	Unknown
10725-01506	Panagiotis Dovanidis & Dimitra Dovanidou Jt Wros	14 Mikinon St Glyfada Athens 16675 Greece	50,000.00	Unknown	Unknown	Unknown
10725-01507	Panagiotis Dovanidis & Dimitra Dovanidou Jt Wros	14 Mikinon St Glyfada Athens 16675 Greece	30,000.00	Unknown	Unknown	Unknown
10725-01508	Panagiotis Dovanidis & Dimitra Dovanidou Jt Wros	14 Mikinon St Glyfada Athens 16675 Greece	30,000.00	Unknown	Unknown	Unknown
10725-01509	Panagiotis Dovanidis & Dimitra Dovanidou Jt Wros	14 Mikinon St Glyfada Athens 16675 Greece	50,000.00	Unknown	Unknown	Unknown
10725-01510	Panagiotis Dovanidis & Dimitra Dovanidou Jt Wros	14 Mikinon St Glyfada Athens 16675 Greece	50,000.00	Unknown	Unknown	Unknown
10725-01901	Parker, Charles & Mary	14470 Emerald Path Apple Valley, MN 55124	236,840.31	56,766.70	45,413.36	11,353.34

EXHIBIT A